

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

JAMES MEDINA,

Plaintiff,

v.

No. CV 11-176 JB/WDS

STATE OF NEW MEXICO
DEPARTMENT OF CORRECTIONS,

Defendant.

ORDER TO CURE DEFICIENCY

Plaintiff submitted a civil rights complaint. The Court determines that the document is deficient as described in this order. Plaintiff is directed to cure the following if he wishes to pursue his claims:

I. Filing Fee.

___ No filing fee (\$350 civil) has been received.

II. Prisoner's Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915:

- (1) ___ is not filed
- (2) ___ is missing affidavit
- (3) X is missing certified copy of prisoner's inmate account statement for the 6-month period immediately preceding this filing
- (4) ___ is missing required financial information
- (5) ___ is missing an original signature by the prisoner
- (6) ___ is not on proper form (must use current form)
- (7) ___ names in caption do not match names in caption of complaint, petition or habeas application
- (8) ___ An original and a copy have not been received by the Court. Only an original has been received.
- (9) ___ other _____

III. Complaint, Petition or Application:

- (1) ___ is missing
- (2) ___ is not on proper form (must use our form Rev. 5/96)

- (3) — is missing an original signature by the prisoner
- (4) — is missing page nos. —
- (5) — uses et al. instead of listing all defendants/respondents
- (6) — An original and a copy have not been received by the Court. Only an original has been received.
- (7) — Sufficient copies to serve each defendant/respondent have not been received by the Court.
- (8) — names in caption do not match names in text
- (9) — other _____

Papers filed in response to this order must include the civil action number (CV 11-176 JB/WDS) of this case. Failure to cure the designated deficiencies within thirty (30) days from the date of this order may result in dismissal of this action without further notice.

IT IS THEREFORE ORDERED that Plaintiff cure the deficiencies designated above within thirty (30) days from the date of this order;

IT IS FURTHER ORDERED that the Clerk is directed to mail to Plaintiff, together with a copy of this order, the following forms: 2 copies each of Prisoner's Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915 and Financial Certificate.



UNITED STATES MAGISTRATE JUDGE